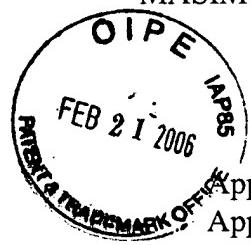


MASIMO.7CP1C4

PATENT



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 09/144,897
Applicants : Mohamed K. Diab, et al.
Filed : September 1, 1998
TC/A.U. : 3736
Examiner : Eric Frank Winakur

Title : SIGNAL PROCESSING APPARATUS

Docket No. : MASIMO.7CP1C4
Customer No. : 20,995

Confirmation No. : 5325

Express Mail Certification

I hereby certify that this correspondence and all marked attachments are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated below and are addressed to: Mail Stop Amendment, Commissioner for Patents, United States Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450, on

February 21, 2006

(Date)
John M. Grover, Reg. No. 42,610

RESPONSE TO THE EX PARTE QUAYLE OFFICE ACTION OF SEPTEMBER 19, 2005

Mail Stop Amendment

Commissioner for Patents
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This paper responds to the *Ex Parte Quayle* Office Action mailed September 19, 2005 and includes a request for a three (3) month extension of time.

A listing of the claims begins on page 2 of this paper. There are no amendments to the claims.

Remarks begin on page 8 of this paper.